

U.S. Application No. 09/788,061, filed February 16, 2001

Attorney Docket No. 17463US02

Amendment dated February 23, 2009

Accompanying Request for Continued Examination filed February 23, 2009

REMARKS

Claims 1, 3-8, 10-20 are pending. Claims 2 and 9 have been cancelled without prejudice. Claims 15-20 have been newly added.

Claim 1 has been amended to recite a wireless transceiver being configured to wirelessly transmit voice and data; and a processor coupled to the wireless transceiver, the processor having a memory such that the memory is inside of the processor, the memory comprising at least six FIFO memory structures in which each FIFO memory structure comprises a plurality of fragments, the at least six FIFO memory structures comprising at least three pairs of FIFO memory structures, each FIFO memory structure pair storing a different type of data packet that is being transmitted and received, the memory comprising a respective single bit array corresponding to each FIFO memory structure, each fragment of associated FIFO memory structure being associated with a respective bit in the respective single bit array, the respective bit providing a status of the associated fragment, the memory comprising a respective second array correspond to each FIFO memory structure, the respective second array storing a respective link list and being configured to control, via the respective link list, the sequence of memory fragments from which data is read.

In view of the amendments to claim 1, it is believed that the combination of Vanden Heuvel and Larsen, as alleged, no longer present a *prima facie* case of obviousness.

The same or similar amendments have been made to claim 8. It is also believed that a *prima facie* case in support of a rejection has no longer been presented in view of the cited references, as alleged.

It is believed that claims 1, 3-8 and 10-20 are in condition for allowance.

Applicants do not necessarily agree or disagree with the Examiner's characterization of the documents made of record, either alone or in combination, or the Examiner's characterization of recited claim elements. Furthermore, Applicants respectfully reserve the right to argue the characterization of the documents of record, either alone or in combination, to argue what is

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allegedly well known, allegedly obvious or allegedly disclosed, or the characterization of the recited claim elements should that need arise in the future.

Applicants respectfully reserve the right to pursue, without prejudice, subject matter (e.g., claimed subject matter) that has been withdrawn, amended and/or cancelled in a continuing and/or related application.

With respect to the present application, Applicants hereby rescind any disclaimer of claim scope made in the parent application or any predecessor or related application. The Examiner is advised that any previous disclaimer of claim scope, if any, and the alleged prior art that it was made to allegedly avoid, may need to be revisited. Nor should a disclaimer of claim scope, if any, in the present application be read back into any predecessor or related application.

In view of at least the foregoing, it is respectfully submitted that the present application is in condition for allowance. Should anything remain in order to place the present application in condition for allowance, the Examiner is kindly invited to contact the undersigned at the below-listed telephone number.

The Commissioner is hereby authorized to charge any additional fees, to charge any fee deficiencies or to credit any overpayments to the deposit account of McAndrews, Held & Malloy, Account No. 13-0017.

Date: February 23, 2009

Respectfully submitted,

/Michael T. Cruz/

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